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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 RICHARD ALLEN FABEL,
14 RODNEY ROLLNESS,
15 JOSHUA BINDER,
16 RICKY JENKS, and
17 PAUL FOSTER

18 Defendants.

19 Case No. CR06-041L

20 ORDER DENYING MOTION FOR
21 RECONSIDERATION

22 This matter comes before the Court on the Government's "Motion for Reconsideration of
23 Court's Order to Sever Defendant Paul Foster" (Dkt. #369). On November 29, 2006, the Court
24 granted defendant Foster's motion for severance (Dkt. #307). The Government now asks the
25 Court to reconsider that order.

26 "Motions for reconsideration are disfavored. The court will ordinarily deny such motions
27 in the absence of a showing of manifest error in the prior ruling or a showing of new facts or
28 legal authority which could not have been brought to its attention earlier with reasonable
29 diligence." Local Rule CrR 12(c)(11)(A). While the Government has forcefully argued its
30 position that severance is not justified in this situation, it has not put forward any new facts or
31 legal authority that were not before the Court on Foster's original motion. Nor has it

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1 demonstrated "manifest error" in the Court's prior ruling. As such, the Government's motion for
2 reconsideration (Dkt. #369) is DENIED.

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4 DATED this 30th day of January, 2007

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7 Robert S. Lasnik
8 United States District Judge

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ORDER DENYING MOTION FOR
RECONSIDERATION 1